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1753\$
PTO/SB/21 REV 1 (12/97)

Approved for use through 09/30/2000. omb 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/753,433	
	Filing Date	01/02/2001	
	First Named Inventor	J. D. Westwood	
	Examiner Name	Rodney Glenn McDonald	
	Group Art Unit	1753	
Total Number of Pages in This Submission	11 + postcard	Attorney Docket Number	SJO990037US1

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OCT 17 2003
TC 1700

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Request for Drawing Amendment <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO Form 1449 <input type="checkbox"/> (no.) cited references <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> PTO Form 1533 <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Checklist and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): POSTCARD _____ _____ _____
Remarks:		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	Ervin F. Johnston Reg. No. 20,190
Signature	
Date	October 6, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on this date: <u>October 6, 2003</u>			
Typed or printed name	Ervin F. Johnston		
Signature		Date	October 6, 2003

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PTO/SB/17 REV 1 (12/97)

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<div style="text-align: center;"> FREE TRANSMITTAL <small>Patent fees are subject to annual revision on October 1. These are the fees effective November 10, 1998. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12 See 37 C.F.R. §§ 1.27 and 1.28</small> </div>		<i>Complete If Known</i>	
		Application Number	09/753,433
		Filing Date	01/02/2001
		First Named Inventor	Westwood
		Examiner Name	Rodney Glenn McDonald
		Group / Art Unit	1753
TOTAL AMOUNT OF PAYMENT		(\$)	110.00
Attorney Docket No.		SJO990037US1	

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)																																																																																																				
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number <u>09-0442</u> Deposit Account Name <u>International Business Machines Corp.</u></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance. 37 CFR 1.311(b)</p> <p>2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>	<p>3. ADDITIONAL FEES</p> <table style="width:100%;"> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr><td>105 130</td><td>205 65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127 50</td><td>227 25</td><td>Surcharge - late provisional filing or cover sheet</td><td></td></tr> <tr><td>139 130</td><td>139 130</td><td>Non-English specification</td><td></td></tr> <tr><td>147 2,520</td><td>147 2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>112 920*</td><td>112 920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113 1,840*</td><td>113 1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115 110</td><td>215 55</td><td>Extension for response within first month</td><td></td></tr> <tr><td>116 410</td><td>216 205</td><td>Extension for response within second month</td><td></td></tr> <tr><td>117 930</td><td>217 465</td><td>Extension for response within third month</td><td></td></tr> <tr><td>118 1,450</td><td>218 725</td><td>Extension for response within fourth month</td><td></td></tr> <tr><td>128 1,970</td><td>228 985</td><td>Extension for response within fifth month</td><td></td></tr> <tr><td>119 320</td><td>219 160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120 320</td><td>220 160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121 280</td><td>221 140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138 1,510</td><td>138 1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140 110</td><td>240 55</td><td>Petition to revive unavoidably abandoned application</td><td></td></tr> <tr><td>141 1,300</td><td>241 650</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr> <tr><td>142 1,300</td><td>242 650</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143 470</td><td>243 235</td><td>Design issue fee</td><td></td></tr> <tr><td>144 630</td><td>315 300</td><td>Plant issue fee</td><td></td></tr> <tr><td>122 130</td><td>122 130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>126 180</td><td>126 180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>146 750</td><td>246 375</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>179 750</td><td>249 375</td><td>Request for continued examination (RCE) (37 CFR 1.114)</td><td></td></tr> </table> <p>Other fee (specify) <u>Terminal Disclaimer</u> 110.00 Other fee (specify) _____</p> <p style="text-align: right;">SUBTOTAL (3) (\$) 110.00</p>	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105 130	205 65	Surcharge - late filing fee or oath		127 50	227 25	Surcharge - late provisional filing or cover sheet		139 130	139 130	Non-English specification		147 2,520	147 2,520	For filing a request for reexamination		112 920*	112 920*	Requesting publication of SIR prior to Examiner action		113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action		115 110	215 55	Extension for response within first month		116 410	216 205	Extension for response within second month		117 930	217 465	Extension for response within third month		118 1,450	218 725	Extension for response within fourth month		128 1,970	228 985	Extension for response within fifth month		119 320	219 160	Notice of Appeal		120 320	220 160	Filing a brief in support of an appeal		121 280	221 140	Request for oral hearing		138 1,510	138 1,510	Petition to institute a public use proceeding		140 110	240 55	Petition to revive unavoidably abandoned application		141 1,300	241 650	Petition to revive unintentionally abandoned application		142 1,300	242 650	Utility issue fee (or reissue)		143 470	243 235	Design issue fee		144 630	315 300	Plant issue fee		122 130	122 130	Petitions to the Commissioner		126 180	126 180	Submission of Information Disclosure Stmt		146 750	246 375	Filing a submission after final rejection (37 CFR 1.129(a))		179 750	249 375	Request for continued examination (RCE) (37 CFR 1.114)	
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FEE CALCULATION	SUBTOTAL (2) (\$)																																																						
<p>1. BASIC FILING FEE</p> <table style="width:100%;"> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr><td>101 750</td><td>201 375</td><td>Utility filing fee</td><td></td></tr> <tr><td>106 330</td><td>206 165</td><td>Design filing fee</td><td></td></tr> <tr><td>107 520</td><td>207 260</td><td>Plant filing fee</td><td></td></tr> <tr><td>108 750</td><td>208 375</td><td>Reissue filing fee</td><td></td></tr> <tr><td>114 160</td><td>214 80</td><td>Provisional filing fee</td><td></td></tr> </table> <p style="text-align: right;">SUBTOTAL (1) (\$) _____</p>	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	101 750	201 375	Utility filing fee		106 330	206 165	Design filing fee		107 520	207 260	Plant filing fee		108 750	208 375	Reissue filing fee		114 160	214 80	Provisional filing fee		<p>2. EXTRA CLAIM FEES</p> <table style="width:100%;"> <tr> <th>Total Claims</th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> <tr> <td>Independent Claims - 20** =</td> <td>x 18</td> <td></td> <td></td> </tr> <tr> <td>Multiple Dependent Claims - 3** =</td> <td>x 84</td> <td></td> <td></td> </tr> </table> <p><small>** or number previously paid, if greater; For Reissues, see below</small></p> <table style="width:100%;"> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> </tr> <tr><td>103 18</td><td>203 9</td><td>Claims in excess of 20</td></tr> <tr><td>102 84</td><td>202 42</td><td>Independent claims in excess of 3</td></tr> <tr><td>104 280</td><td>204 140</td><td>Multiple dependent claim</td></tr> <tr><td>109 80</td><td>209 40</td><td>** Reissue independent claims over original patent</td></tr> <tr><td>110 18</td><td>210 9</td><td>** Reissue claims in excess of 20 and over original patent</td></tr> </table> <p style="text-align: right;">SUBTOTAL (2) (\$) _____</p>	Total Claims	Extra Claims	Fee from below	Fee Paid	Independent Claims - 20** =	x 18			Multiple Dependent Claims - 3** =	x 84			Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	103 18	203 9	Claims in excess of 20	102 84	202 42	Independent claims in excess of 3	104 280	204 140	Multiple dependent claim	109 80	209 40	** Reissue independent claims over original patent	110 18	210 9	** Reissue claims in excess of 20 and over original patent
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SUBMITTED BY		COMPLETE (if applicable)	
Typed or Printed Name	Ervin F. Johnston	Reg. Number	20,190
Signature		Date	October 6, 2003



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

J. D. Westwood

Serial No.: 09/753,433

Filed: 01/02/2001

For: METHOD OF MAKING NiFeCo-O-N OR
NiFeCo-N FILMS FOR SHIELDS AND/
OR POLES OF A MAGNETIC HEAD

Group Art Unit: 1753

Examiner: Rodney Glenn McDonald

Atty Docket No.: SJO990037US1

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT

In response to the Office Action mailed 07/16/2003 please amend the application as follows.